TYPE I-FOIA

U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:17-cv-01057-DLF

SOUTHERN UTAH WILDERNESS ALLIANCE v. UNITED STATES DEPARTMENT OF JUSTICE, et al.,

Assigned to: Judge Dabney L. Friedrich Cause: 05:552 Freedom of Information Act Date Filed: 06/02/2017 Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

SOUTHERN UTAH WILDERNESS **ALLIANCE**

represented by Lori J. Potter

KAPLAN KIRSCH & ROCKWELL LLP 1675 Broadway **Suite 2300** Denver, CO 80202 (303) 825-7000 Fax: (303) 825-7005

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V.

Defendant

UNITED STATES DEPARTMENT OF JUSTICE

represented by Jason Lee

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Defendant

UNITED STATES DEPARTMENT OF THE INTERIOR

represented by Jason Lee

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Defendant

BUREAU OF LAND MANAGEMENT

represented by Jason Lee

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Joshua M. Kolsky

(See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Julie Shana Saltman

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Date Filed	#	Docket Text
06/02/2017	1	COMPLAINT against UNITED STATES DEPARTMENT OF JUSTICE (Filing fee \$ 400 receipt number 0090–4975021) filed by SOUTHERN UTAH WILDERNESS ALLIANCE. (Attachments: # 1 Exhibit Exhibits 1–3, # 2 Civil Cover Sheet, # 3 Summons)(Pilsk, William) (Attachment 2 replaced on 6/5/2017) (jf). (Entered: 06/02/2017)
06/02/2017	2	REQUEST FOR SUMMONS TO ISSUE <i>TO CHANNING D. PHILLIPS</i> re <u>1</u> Complaint, filed by SOUTHERN UTAH WILDERNESS ALLIANCE. Related

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		document: 1 Complaint, filed by SOUTHERN UTAH WILDERNESS ALLIANCE.(Pilsk, William) (Entered: 06/02/2017)
06/02/2017	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE <i>TO JEFF SESSIONS</i> re <u>1</u> Complaint, filed by SOUTHERN UTAH WILDERNESS ALLIANCE. Related document: <u>1</u> Complaint, filed by SOUTHERN UTAH WILDERNESS ALLIANCE.(Pilsk, William) (Entered: 06/02/2017)
06/02/2017		Case Assigned to Judge Randolph D. Moss. (md) (Entered: 06/02/2017)
06/02/2017	4	STANDING ORDER: The parties are hereby ORDERED to comply with the directives in the attached Standing Order. See document for details. Signed by Judge Randolph D. Moss on 6/2/2017. (lcrdm3,) (Entered: 06/02/2017)
06/02/2017	<u>5</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # 1 Notice of Consent) (md) (Entered: 06/02/2017)
06/05/2017	<u>6</u>	Corporate Disclosure Statement by SOUTHERN UTAH WILDERNESS ALLIANCE. (Pilsk, William) (Entered: 06/05/2017)
06/14/2017	7	AMENDED COMPLAINT against All Defendants filed by SOUTHERN UTAH WILDERNESS ALLIANCE. (Attachments: # 1 Exhibit 1, 2, and 3, # 2 Summons Channing D. Phillips, # 3 Summons Jeff Sessions, # 4 Summons US Department of Justice, # 5 Summons US Department of the Interior, # 6 Summons Bureau of Land Management)(Pilsk, William) (Entered: 06/14/2017)
06/16/2017	<u>8</u>	SUMMONS (5) Issued Electronically as to BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR, U.S. Attorney and U.S. Attorney General (jf) (Entered: 06/16/2017)
06/29/2017	9	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Lori Potter, :Firm– Kaplan Kirsch & Rockwell LLP, :Address– 1675 Broadway Ste 2300, Denver, CO 80202. Phone No. – (303) 825–7000. Fax No. – (303) 825–7005 Filing fee \$ 100, receipt number 0090–5012255. Fee Status: Fee Paid. by SOUTHERN UTAH WILDERNESS ALLIANCE (Attachments: # 1 Declaration of Lori Potter, # 2 Text of Proposed Order Granting Motion for Admission Pro Hac Vice of Lori Potter)(Pilsk, William) (Entered: 06/29/2017)
06/29/2017	<u>10</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name—Nathaniel Hunt, :Firm—Kaplan Kirsch & Rockwell LLP, :Address—1675 Broadway Ste 2300, Denver, CO 80202. Phone No. — (303) 825—7000. Fax No. — (303) 825—7005 Filing fee \$ 100, receipt number 0090—5012265. Fee Status: Fee Paid. by SOUTHERN UTAH WILDERNESS ALLIANCE (Attachments: # 1 Declaration of Nathaniel Hunt, # 2 Text of Proposed Order Granting Motion for Admission Pro Hac Vice of Nathaniel Hunt)(Pilsk, William) (Entered: 06/29/2017)
07/06/2017		MINUTE ORDER: Upon consideration of the Motion for Admission <i>Pro Hac Vice</i> of Lori Potter 9, the motion is hereby GRANTED. Lori Potter is granted leave to appear <i>pro hac vice</i> in this case. Signed by Judge Randolph D. Moss on 7/6/2017. (lcrdm3,) (Entered: 07/06/2017)
07/06/2017		MINUTE ORDER: Upon consideration of the Motion for Admission <i>Pro Hac Vice</i> of Nathaniel Hunt <u>10</u> , the motion is hereby GRANTED. Nathaniel Hunt is granted leave to appear <i>pro hac vice</i> in this case. Signed by Judge Randolph D. Moss on 7/6/2017. (lcrdm3,) (Entered: 07/06/2017)
07/17/2017	11	ENTERED IN ERROR CERTIFICATE OF SERVICE by SOUTHERN UTAH WILDERNESS ALLIANCE re <u>6</u> Corporate Disclosure Statement, <u>7</u> Amended Complaint, <u>8</u> Summons Issued Electronically as to AUSA, <u>4</u> Order . (Attachments: # <u>1</u> Exhibit A to Affidavit of Service)(Hunt, Nathaniel) Modified on 7/18/2017 (ztd). (Entered: 07/17/2017)
07/18/2017		NOTICE OF ERROR re 11 Certificate of Service; emailed to nhunt@kaplankirsch.com, cc'd 5 associated attorneys — The PDF file you docketed contained errors: 1. Please refile document, 2. Refile using the proper event(s) listed under Initial Pleadings and Service then select Service of Process, then use the relief

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		for Summons Returned Executed. (ztd,) (Entered: 07/18/2017)
07/18/2017		NOTICE OF CORRECTED DOCKET ENTRY: re 11 Certificate of Service, was entered in error and counsel was instructed to refile said pleading. (ztd) (Entered: 07/18/2017)
07/19/2017	<u>12</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. BUREAU OF LAND MANAGEMENT served on 6/20/2017 (Attachments: # 1 Exhibit A)(Hunt, Nathaniel) (Entered: 07/19/2017)
07/19/2017	<u>13</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF JUSTICE served on 6/21/2017 (Attachments: # 1 Exhibit A)(Hunt, Nathaniel) (Entered: 07/19/2017)
07/19/2017	<u>14</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF THE INTERIOR served on 6/20/2017 (Attachments: # 1 Exhibit A)(Hunt, Nathaniel) (Entered: 07/19/2017)
07/19/2017	<u>15</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 06/21/2017. (Attachments: # 1 Exhibit A)(Hunt, Nathaniel) (Entered: 07/19/2017)
07/19/2017	<u>16</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 6/21/2017. Answer due for ALL FEDERAL DEFENDANTS by 7/21/2017. (Attachments: # 1 Exhibit A)(Hunt, Nathaniel) (Entered: 07/19/2017)
07/21/2017	<u>17</u>	NOTICE of Appearance by Joshua M. Kolsky on behalf of BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR (Kolsky, Joshua) (Entered: 07/21/2017)
07/21/2017	<u>18</u>	ENTERED IN ERROR ANSWER to 7 Amended Complaint, by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. Related document: 7 Amended Complaint, filed by SOUTHERN UTAH WILDERNESS ALLIANCE.(Kolsky, Joshua) Modified on 7/24/2017 (znmw). (Entered: 07/21/2017)
07/21/2017	<u>19</u>	ANSWER to 7 Amended Complaint, by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR (Attachments: # 1 Exhibit (Answer to Amended Complaint))(Kolsky, Joshua) Modified event title and link on 7/24/2017 (znmw). (Entered: 07/21/2017)
07/24/2017		NOTICE OF CORRECTED DOCKET ENTRY: Docket Entry <u>18</u> Answer to Amended Complaint was entered in error (incorrect document attached) and was refiled as Docket Entry <u>19</u> Notice; Docket Entry <u>19</u> has been amended to reflect that it is an Answer. (znmw) (Entered: 07/24/2017)
07/25/2017		MINUTE ORDER: The parties are hereby ORDERED to appear for a status conference on August 4, 2017, at 11:00 a.m., to discuss the next steps of the litigation. Signed by Judge Randolph D. Moss on 7/25/2017. (lcrdm3,) (Entered: 07/25/2017)
07/25/2017		Set/Reset Hearings: Status Conference scheduled for 8/4/2017 at 11:00 AM in Courtroom 21 before Judge Randolph D. Moss. (tg) (Entered: 07/25/2017)
07/28/2017	<u>20</u>	NOTICE of Appearance by Julie Shana Saltman on behalf of All Defendants (Saltman, Julie) (Entered: 07/28/2017)
08/03/2017	<u>21</u>	MOTION for Leave to File <i>Second Amended Complaint</i> by SOUTHERN UTAH WILDERNESS ALLIANCE (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Hunt, Nathaniel) (Entered: 08/03/2017)
08/04/2017		Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 8/4/2017. The 21 Motion for Leave to File Second Amended Complaint is GRANTED. The Department of the Interior shall provide it's initial response within sixty (60) days of today's date, and every thirty (30) days thereafter, on a rolling basis. The parties shall file a joint status report sixty (60) days from today's date, and every thirty (30) days thereafter. Plaintiff granted leave to file an appropriate motion, with

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		supporting authority, to substantiate their proposition that Defendants are not proceeding fast enough in production of documents, or as to the issue of a more expeditious relief. (Court Reporter: Jeff Hook.) (kt) (Entered: 08/04/2017)
08/04/2017	22	Second AMENDED COMPLAINT against BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR filed by SOUTHERN UTAH WILDERNESS ALLIANCE.(td) (Entered: 08/04/2017)
10/02/2017	<u>23</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Jason Lee on behalf of All Defendants Substituting for attorney Julie S. Saltman (Lee, Jason) (Entered: 10/02/2017)
10/03/2017	<u>24</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 10/03/2017)
10/04/2017	<u>25</u>	Unopposed MOTION for Extension of Time to <i>Respond to Second Amended Complaint</i> by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR (Lee, Jason) (Entered: 10/04/2017)
10/05/2017		MINUTE ORDER: Upon consideration of Defendants' Unopposed Motion for Extension of Time, nunc pro tunc <u>25</u> , the motion is hereby GRANTED. Defendants' response to Plaintiff's Second Amended Complaint shall be filed on or before October 11, 2017. Signed by Judge Randolph D. Moss on 10/5/17. (lcrdm3,) (Entered: 10/05/2017)
10/05/2017		Set/Reset Deadlines: Defendants' response to Plaintiff's Second Amended Complaint shall be filed on or before 10/11/2017. (kt) (Entered: 10/05/2017)
10/11/2017	<u>26</u>	ANSWER to <u>22</u> Amended Complaint by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. Related document: <u>22</u> Amended Complaint filed by SOUTHERN UTAH WILDERNESS ALLIANCE.(Lee, Jason) (Entered: 10/11/2017)
11/02/2017	<u>27</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 11/02/2017)
12/01/2017	<u>28</u>	Unopposed MOTION for Leave to File <i>Supplemental Complaint</i> by SOUTHERN UTAH WILDERNESS ALLIANCE (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Text of Proposed Order)(Hunt, Nathaniel) (Entered: 12/01/2017)
12/04/2017		MINUTE ORDER: Upon consideration of Plaintiff's Unopposed Motion for Leave to Supplement Second Amended Complaint 28, it is hereby ORDERED that the motion is GRANTED. Signed by Judge Randolph D. Moss on 12/4/17. (lcrdm3,) (Entered: 12/04/2017)
12/04/2017		Case directly reassigned to Judge Dabney L. Friedrich. Judge Randolph D. Moss is no longer assigned to the case. (ztnr) (Entered: 12/04/2017)
12/04/2017	<u>29</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 12/04/2017)
12/04/2017	<u>30</u>	SUPPLEMENT to Second Amended Complaint to re <u>22</u> Amended Complaint filed by SOUTHERN UTAH WILDERNESS ALLIANCE. (td) Modified on 12/6/2017 (td). (Entered: 12/05/2017)
12/18/2017	<u>31</u>	ANSWER to Complaint re 30 Supplemental Second Amended Complaint) by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR.(Lee, Jason) Modified on 12/20/2017 to add docket link (jf). (Entered: 12/18/2017)
01/03/2018	<u>32</u>	Joint STATUS REPORT by SOUTHERN UTAH WILDERNESS ALLIANCE. (Hunt, Nathaniel) (Entered: 01/03/2018)

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01/03/2018		MINUTE ORDER. In light of <u>32</u> Fourth Joint Status Report, the parties' next Joint Status Report shall be filed on or before February 23, 2018. Signed by Judge Dabney L. Friedrich on January 3, 2018. (JPF) (Entered: 01/03/2018)
02/23/2018	<u>33</u>	Joint STATUS REPORT by SOUTHERN UTAH WILDERNESS ALLIANCE. (Hunt, Nathaniel) (Entered: 02/23/2018)
02/27/2018		MINUTE ORDER. In light of the parties' <u>33</u> joint status report, it is ORDERED that the parties shall submit another joint status report, with proposed briefing schedule if necessary, on or before March 20, 2018. Signed by Judge Dabney L. Friedrich on February 27, 2018. (MJS) (Entered: 02/27/2018)
02/27/2018		Set/Reset Deadlines: Joint Status Report due by 3/20/2018. (kh) (Entered: 02/27/2018)
03/20/2018	<u>34</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 03/20/2018)
04/02/2018		MINUTE ORDER. In light of the parties' <u>34</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report, with proposed briefing schedule if necessary, on or before April 20, 2018. Signed by Judge Dabney L. Friedrich on April 2, 2018. (MJS) (Entered: 04/02/2018)
04/03/2018		Set/Reset Deadlines: Status Report due by 4/20/2018. (jl) (Entered: 04/03/2018)
04/19/2018	<u>35</u>	(Seventh) Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) Modified to add "seventh" on 4/23/2018 (td). (Entered: 04/19/2018)
04/19/2018		MINUTE ORDER. In light of the parties' <u>35</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report, with proposed briefing schedule if necessary, on or before May 21, 2018. Signed by Judge Dabney L. Friedrich on April 19, 2018. (MJS) (Entered: 04/19/2018)
04/19/2018		Set/Reset Deadlines: Status Report due by 5/21/2018. (jl) (Entered: 04/20/2018)
05/21/2018	<u>36</u>	Joint STATUS REPORT by SOUTHERN UTAH WILDERNESS ALLIANCE. (Hunt, Nathaniel) (Entered: 05/21/2018)
05/22/2018		MINUTE ORDER. In light of the parties' <u>36</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report on or before June 21, 2018. Signed by Judge Dabney L. Friedrich on May 22, 2018. (MJS) (Entered: 05/22/2018)
05/22/2018		Set/Reset Deadlines: Status Report due by 6/21/2018. (jl) (Entered: 05/22/2018)
06/21/2018	<u>37</u>	(Ninth) Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) Modified to add "ninth" on 6/22/2018 (tth). (Entered: 06/21/2018)
06/21/2018		MINUTE ORDER. In light of the parties' <u>37</u> Joint Status Report, it is ORDERED that the parties shall file another status report on or before July 20, 2018. Signed by Judge Dabney L. Friedrich on June 21, 2018. (MJS) (Entered: 06/21/2018)
06/21/2018		Set/Reset Deadlines: Status Report due by 7/20/2018. (jl) (Entered: 06/21/2018)
07/19/2018	<u>38</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 07/19/2018)
07/19/2018		MINUTE ORDER. Upon consideration of the parties' <u>38</u> Tenth Joint Status Report, it is ORDERED that another joint status report shall be filed on or before August 20, 2018. Signed by Judge Dabney L. Friedrich on July 19, 2018. (JK) (Entered: 07/19/2018)
08/17/2018	<u>39</u>	Joint STATUS REPORT by SOUTHERN UTAH WILDERNESS ALLIANCE. (Hunt, Nathaniel) (Entered: 08/17/2018)

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08/17/2018		MINUTE ORDER adopting the proposal in the parties' <u>39</u> Joint Status Report. Accordingly, it is ORDERED that the parties shall file another joint status report on or before September 20, 2018. Signed by Judge Dabney L. Friedrich on August 17, 2018. (lcdlf2) (Entered: 08/17/2018)
09/20/2018	<u>40</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 09/20/2018)
10/01/2018		MINUTE ORDER. Upon consideration of the parties' <u>40</u> Twelth Joint Status Report, it is ORDERED that another joint status report shall be filed on or before October 22, 2018. Signed by Judge Dabney L. Friedrich on October 1, 2018. (JK) (Entered: 10/01/2018)
10/22/2018	41	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 10/22/2018)
10/23/2018		MINUTE ORDER directing the parties to file a joint status report on or before November 20, 2018 in accordance with the parties' <u>41</u> Thirteenth Joint Status Report. Signed by Judge Dabney L. Friedrich on October 22, 2018. (lcdlf2) (Entered: 10/23/2018)
11/19/2018	<u>42</u>	Joint STATUS REPORT by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR. (Lee, Jason) (Entered: 11/19/2018)
11/20/2018		MINUTE ORDER adopting the proposal in the parties' <u>42</u> Fourteenth Joint Status Report. The parties shall file another joint status report on or before January 18, 2019. Signed by Judge Dabney L. Friedrich on November 20, 2018. (lcdlf2) (Entered: 11/20/2018)
11/20/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 1/18/2019. (jl) (Entered: 11/20/2018)
01/11/2019	<u>43</u>	Unopposed MOTION to Stay in Light of Lapse of Appropriations by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR (Lee, Jason) (Entered: 01/11/2019)
01/11/2019		MINUTE ORDER granting in part the defendants' <u>43</u> Unopposed Motion for a Stay in Light of Lapse of Appropriations. It is ORDERED that within seven days of when Congress restores appropriations to the Department of Justice, the parties shall file a joint status report. Signed by Judge Dabney L. Friedrich on January 11, 2019. (lcdlf2) (Entered: 01/11/2019)
01/28/2019	<u>44</u>	NOTICE of Restoration of Appropriations by BUREAU OF LAND MANAGEMENT, UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES DEPARTMENT OF THE INTERIOR (Lee, Jason) (Entered: 01/28/2019)